IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 17TH JANUARY 2007 / 27TH PAUSHA 1928

OP.No. 27891 of 1999(U)

PETITIONER:

SURABHI AQUA MINERALS (P) LTD.,
KINASSERY, PALAKKAD

BY ADV. SRI.JOSE JOSEPH

RESPONDENTS:
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1) STATE OF KERALA, REPRESENTED BY ITS CHIEF SECRETARY, TRIVANDRUM

2) COMMISSIONER OF COMMERCIAL TAXES, TRIVANDRUM

3) DISTRICT INDUSTRIES CENTRE, PALAKKAD, REPRESENTED BY ITS GENERAL MANAGER, DISTRICT INDUSTRIES CENTRE, PALAKKAD.

4) ADDITIONAL SALES TAX OFFICER-III, FIRST CIRCLE, PALAKKAD

5) DEPUTY COMMISSIONER, DEPARTMENT OF COMMERCIAL TAXES, PALAKKAD

BY GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 17/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO.47328/1999 IN O.P.NO.27891/1999

DISMISSED.

17-1-2007 SD/- KURIAN JOSEPH, JUDGE

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. TRUE COPY OF PERMANENT REGN. ON 18-8-98

EXT.P2. TRUE COPY OF AFFIDAVIT BY THE DIRECT OF COM. FOR PERMANENT REGISTRATION ON 3-8-98

EXT.P3. TRUE COPY OF PROCESS FLOW CHART

EXT.P4. TRUE COPY OF OPERATION REPORT

EXT.P5. TRUE COPY OF NOTICE REF; P10-3377/99 DT. 5-6-99 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER.

EXT.P6. TRUE COPY OF ORDER DTD. 1-8-97 NO.S1/306/97/D.DIS.

EXT.7. TRUE COPY OF PROCEEDINGS ORDER NO.S1/11056/97 DT. 30-11-98 ISSUED BY 3RD RESPONDENT.

EXT.P8. TRUE COPY OF ORDER DATED 4-10-99 ISSUED BY THE 3RD RESPONDENT.

EXT.P9. TRUE COPY OF LETTER NO.14298/98/TD DATED 23-1-1999 FROM THE PRL. SECRETARY TO GOVERNMENT TO THE 2ND RESPONDENTS

EXT.P10. TRUE COPY OF NOTICE DATED 21-10-99 ISSUED BY THE 4THR ESPONDENT.

/ TRUE COPY /

KURIAN JOSEPH, J.

O.P.No.27891 of 1999

Dated this the 17th day of January, 2007

JUDGMENT

It is submitted that the issue raised in this writ petition is covered against the petitioner by the decision of this court in M/s.Teejan Beverages Ltd. v. State of Kerala, (2003) 11 KTR 443 (Ker.). The writ petition is hence dismissed.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.NO.27891/1999

JUDGMENT

17th January, 2007